

THE CITY OF NEW YORK
LAW DEPARTMENT
 100 CHURCH STREET
 NEW YORK, N.Y. 10007

MICHAEL A. CARDOZO
 Corporation Counsel

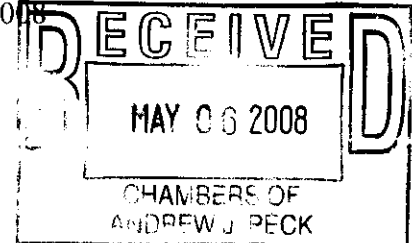
BRADFORD C. PATRICK
 Assistant Corporation Counsel
 Tel.: (212) 788-1575
 Fax: (212) 788-9776

DOCUMENT
 ELECTRONICALLY FILED

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DATE FILED: 5/8/08

May 5, 2008



BY HAND

Honorable Andrew J. Peck
 United States Magistrate Judge
 Southern District of New York
 500 Pearl Street
 New York, NY 10007

Re: Kearse v. Dep't of Corr., et al., 08 CV 1503 (GBD)(AJP)

Dear Magistrate Judge Peck:

I am an Assistant Corporation Counsel in the Special Federal Litigation Division of the New York City Law Department and the attorney for defendants the New York City Department of Correction ("DOC") and Warden Shaw in the above-referenced matter.¹ By Order dated May 1, 2008, Your Honor scheduled a status conference in this matter for June 3, 2008 at 3:00 p.m. I am writing to respectfully request an adjournment of this conference until the following week. I write directly to the Court because plaintiff is currently incarcerated and proceeding pro se in this matter. This is defendants' first request for an adjournment in this matter.

The reason for this request is that our office has scheduled the New York City Law Department's annual Civil Trial Advocacy Program, which is a mandatory training program for new attorneys, during the week of June 2, 2008. Although I initially believed I was available to attend a conference on June 3, 2008, after further consultation with my calendar I realized I had previously committed to attend this mandatory trial advocacy program.

In view of the foregoing, it is respectfully requested that the Court grant the within request to adjourn the June 3, 2008 status conference until the week of June 9, 2008 or another date convenient for Your Honor.

MEMO ENDORSED

¹ Defendants respectfully submits that DOC is not a suable entity.

BY FAX

SO ORDERED:

Hon. Andrew Jay Peck
 United States Magistrate Judge

178/08
 Conf adjourned at 11:00 AM
 by: [Signature] 6/10/08 2:04 PM
 Judge Davis

Thank you for your consideration in this regard.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Bradford C. Patrick', is written above the printed name.

Bradford C. Patrick
Assistant Corporation Counsel
Special Federal Litigation Division

cc: BY MAIL
Jamal Kearse, #241-06-17385
Plaintiff Pro Se
George R. Vierno Center
09-09 Hazen St.
East Elmhurst, NY 11370

FAX TRANSMITTAL SHEET



**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933
Telephone No.: (212) 805-0036

Dated: May 8, 2008

Total Number of Pages: 3

TO	FAX NUMBER
Bradford C. Patrick, Esq.	212-788-9776

TRANSCRIPTION:

MEMO ENDORSED 5/8/08

Conf. adjourned at defendants' request to 6/10 at 2 PM.

**Copies to: Jamal Kears (Mail)
Judge George B. Daniels**